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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

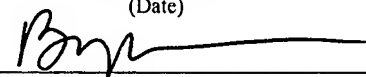
Applicant : Kagan et al.  
Appl. No. : 10/698,148  
Filed : October 31, 2003  
For : APPARATUS AND METHODS  
FOR TREATMENT OF MORBID  
OBESITY  
Examiner : Phillip A. Gray  
Group Art Unit : 3767

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

April 25, 2007

(Date)

  
Bryan W. Wahl, Reg. No. 58,878

RESPONSE TO RESTRICTION REQUIREMENT

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

The present paper is submitted in response to the Restriction Requirement mailed March 14, 2007. Please consider the following remarks. Accompanying this paper is a request for a one month extension of time.

**Listing of the Claims** begins on page 2 of this paper.

**Remarks and Response to Restriction Requirement** begin on page 5 of this paper.